

2013 DRAFTING REQUEST

Bill

Received:	11/25/2013	Received By:	pgrant
Wanted:	As time permits	Same as LRB:	
For:	Dean Knudson (608) 266-1526	By/Representing:	Tim Lundquist
May Contact:		Drafter:	pgrant
Subject:	Education - state superintendent	Addl. Drafters:	
		Extra Copies:	TKK FFK

Submit via email: **YES**
 Requester's email: **Rep.Knudson@legis.wisconsin.gov**
 Carbon copy (CC) to:

Pre Topic:

No specific pre topic given

Topic:

Model academic standards

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	pgrant 11/27/2013	kfollett 12/6/2013					
/P1	pgrant 12/12/2013	kfollett 12/13/2013	rschluet 12/6/2013		mbarman 12/6/2013		
/1	pgrant 12/16/2013	kfollett 12/16/2013	rschluet 12/13/2013		lparisi 12/13/2013		State

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/2	pgrant 12/17/2013	kfollett 12/17/2013	rschluet 12/16/2013	_____	lparisi 12/16/2013		State
/3	pgrant 12/17/2013	kfollett 12/17/2013	rschluet 12/17/2013	_____	sbasford 12/17/2013	lparisi 12/17/2013	State

FE Sent For:

12/17/2013 12:00:00 AM

<END>

(1/3")

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/2	pgrant 12/17/2013	kfollett 12/17/2013	rschluet 12/16/2013	_____	lparisi 12/16/2013		State
/3	pgrant 12/17/2013	kfollett 12/17/2013	rschluet 12/17/2013	_____	sbasford 12/17/2013		State

FE Sent For:

12-17-2013
("13")

<END>

Requested
by Matt Rossetto

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 Subject: Education - state superintendent Addl. Drafters:
 Extra Copies: TKK
 FFK

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/1	pgrant 12/16/2013	kfollett 12/16/2013	rschluet 12/13/2013		lparisi 12/13/2013		State

13/5f 13/5f
 12/17 12/17

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/2			rschluet 12/16/2013	_____ _____	lparisi 12/16/2013		State

FE Sent For:

<END>

FE Sent For:

<END>

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Wanted:	As time permits	Same as LRB:	
For:	Dean Knudson (608) 266-1526	By/Representing:	Tim Lundquist
May Contact:		Drafter:	pgrant
Subject:	Education - state superintendent	Addl. Drafters:	
		Extra Copies:	TKK FFK

Submit via email: YES
 Requester's email: Rep.Knudson@legis.wisconsin.gov
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No specific pre topic given

Topic:

Model academic standards ✓

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
1/?	pgrant	1/11/13	1/11/13				
		12/16	12/16				

FE Sent For:

<END>

Grant, Peter

From: Lundquist, Tim 6-1526
Sent: Monday, November 25, 2013 12:53 PM
To: Grant, Peter
Cc: Dean Knudson; Rossetto, Matt
Subject: standards revision bill

Hi Peter,

We talked the other day about our standards bill. The bill is based off Minnesota's process—120B.02 of their state code—and establishes a statute based process for adoption of statewide model academic standards

The bill

Requires

1. ~~Authorizes~~ the DPI Superintendent to adopt in rule statewide model academic standards in the following categories: science, accelerated math, social studies, the arts, language arts, and mathematics
 - a. All Superintendent actions regarding the rule must be premised on the following
 - ✓i. The rule is intended to raise academic expectations for students, teachers, and schools
 - * ii. The rule must consider the impact to local school autonomy
 - ✓ iii. The rule must be made without the interference or coercion of the federal government
 - ✓ iv. the Department of Public Instruction, with the assistance of school districts, must make available information about all state initiatives related to the rule to students and parents, teachers, and the general public in a timely format that is appropriate, comprehensive, and readily understandable
 - ✓ b. the standards must
 - ✓ i. be clear, concise, objective, measurable, and grade-level appropriate
 - ✓ ii. not require a specific teaching method or curriculum
 - * iii. be consistent with the Constitutions of the United States and the state of Wisconsin
 - ✓ c. The superintendent may only adopt standards by rule according to the schedule listed in sub 3. There is no generally granted right to adopt standards by rule. After the rules authorized by the bill are initially adopted, the Superintendent may not amend or repeal the rules nor adopt new rules on the same topic without specific legislative authorization.
- ✓ 2. Requires the DPI Superintendent to consider advice (when adopting the above-listed standards) from at least the following stakeholders
 - ✓ a. parents of school-age children and members of the public
 - ✓ b. Teachers from WI public schools
 - ✓ c. Public school teachers, private school teachers, charter school teachers, elementary/secondary school principal
 - ✓ d. Members of local school boards and charter school boards
 - ✓ e. Faculty of core subjects at postsecondary institutions in WI: UW, WAICU, WTCS
 - ✓ f. CESAs
 - ✓ g. Representatives from the Wisconsin business community
- ✓ 3. The Superintendent shall implement a review of the academic standards
 - a. related to science beginning in the 2014-2015 school year
 - b. related to accelerated math beginning in the 2015-2016 school year
 - c. related to the arts beginning in the 2016-2017 school year
 - d. related language arts beginning in the 2017-2018 school year
 - e. related to mathematics beginning in the 2018-2019 school year
 - f. related to social studies beginning in the 2019-2020 school year

for new standards

Thanks,

118.42(1)(a)
118.42(1)(b)2.
119.23(1)(b)2.

Tim

Tim Lundquist
Wisconsin State Assembly
Office of Rep. Dean Knudson
Room 320 East

120B.02 EDUCATIONAL EXPECTATIONS AND GRADUATION REQUIREMENTS FOR MINNESOTA'S STUDENTS.

Subdivision 1. **Educational expectations.** (a) The legislature is committed to establishing rigorous academic standards for Minnesota's public school students. To that end, the commissioner shall adopt in rule statewide academic standards. The commissioner shall not prescribe in rule or otherwise the delivery system, classroom assessments, or form of instruction that school sites must use.

(b) All commissioner actions regarding the rule must be premised on the following:

(1) the rule is intended to raise academic expectations for students, teachers, and schools;

(2) any state action regarding the rule must evidence consideration of school district autonomy; and

(3) the Department of Education, with the assistance of school districts, must make available information about all state initiatives related to the rule to students and parents, teachers, and the general public in a timely format that is appropriate, comprehensive, and readily understandable.

(c) The commissioner shall periodically review and report on the state's assessment process.

(d) School districts are not required to adopt specific provisions of the federal School-to-Work programs.

Subd. 2. **Graduation requirements.** To graduate from high school, students must demonstrate to their enrolling school district or school their satisfactory completion of the credit requirements under section 120B.024 and their understanding of academic standards on a nationally normed college entrance exam. A school district must adopt graduation requirements that meet or exceed state graduation requirements established in law or rule.

History: *Ex1959 c 71 art 2 s 11; 1965 c 718 s 1; 1969 c 9 s 23,24; 1969 c 288 s 1; 1973 c 492 s 14; 1975 c 162 s 6,7; 1976 c 271 s 21; 1977 c 347 s 19; 1977 c 447 art 7 s 4; 1982 c 424 s 130; 1982 c 548 art 4 s 4,23; 1983 c 258 s 22; 1984 c 640 s 32; 1985 c 248 s 70; 1987 c 178 s 5; 1987 c 398 art 7 s 5; 1989 c 329 art 7 s 2; art 8 s 1; art 9 s 4; 1990 c 375 s 3; 1991 c 265 art 9 s 13; 1993 c 224 art 12 s 2-6; art 14 s 4; 1994 c 647 art 7 s 1; art 8 s 1; 1Sp1995 c 3 art 7 s 1; art 16 s 13; 1996 c 412 art 7 s 1; 1997 c 1 s 1; 1997 c 162 art 2 s 11; 1998 c 397 art 4 s 1,51; art 11 s 3; 1998 c 398 art 5 s 6,7,55; 2000 c 500 s 2; 2003 c 129 art 1 s 2; 2003 c 130 s 12; 1Sp2005 c 5 art 2 s 4; 2009 c 96 art 2 s 3; 2013 c 116 art 2 s 2*

120B.021 REQUIRED ACADEMIC STANDARDS.

Subdivision 1. **Required academic standards.** (a) The following subject areas are required for statewide accountability:

- (1) language arts;
- (2) mathematics;
- (3) science;
- (4) social studies, including history, geography, economics, and government and citizenship;
- (5) physical education;
- (6) health, for which locally developed academic standards apply; and

(7) the arts, for which statewide or locally developed academic standards apply, as determined by the school district. Public elementary and middle schools must offer at least three and require at least two of the following four arts areas: dance; music; theater; and visual arts. Public high schools must offer at least three and require at least one of the following five arts areas: media arts; dance; music; theater; and visual arts.

(b) For purposes of applicable federal law, the academic standards for language arts, mathematics, and science apply to all public school students, except the very few students with extreme cognitive or physical impairments for whom an individualized education program team has determined that the required academic standards are inappropriate. An individualized education program team that makes this determination must establish alternative standards.

(c) District efforts to develop, implement, or improve instruction or curriculum as a result of the provisions of this section must be consistent with sections 120B.10, 120B.11, and 120B.20.

Subd. 1a. **Rigorous course of study; waiver.** (a) Upon receiving a student's application signed by the student's parent or guardian, a school district, area learning center, or charter school must declare that a student meets or exceeds a specific academic standard required for graduation under this section if the local school board, the school board of the school district in which the area learning center is located, or the charter school board of directors determines that the student:

(1) is participating in a course of study, including an advanced placement or international baccalaureate course or program; a learning opportunity outside the curriculum of the district, area learning center, or charter school; or an approved preparatory program for employment or postsecondary education that is equally or more rigorous than the corresponding state or local academic standard required by the district, area learning center, or charter school;

(2) would be precluded from participating in the rigorous course of study, learning opportunity, or preparatory employment or postsecondary education program if the student were required to achieve the academic standard to be waived; and

(3) satisfactorily completes the requirements for the rigorous course of study, learning opportunity, or preparatory employment or postsecondary education program.

Consistent with the requirements of this section, the local school board, the school board of the school district in which the area learning center is located, or the charter school board of directors also may formally determine other circumstances in which to declare that a student meets or exceeds a specific academic standard that the site requires for graduation under this section.

(b) A student who satisfactorily completes a postsecondary enrollment options course or program under section 124D.09, or an advanced placement or international baccalaureate course or program under section 120B.13, is not required to complete other requirements of the academic standards corresponding to that specific rigorous course of study.

Subd. 2. Standards development. (a) The commissioner must consider advice from at least the following stakeholders in developing statewide rigorous core academic standards in language arts, mathematics, science, social studies, including history, geography, economics, government and citizenship, and the arts:

- (1) parents of school-age children and members of the public throughout the state;
- (2) teachers throughout the state currently licensed and providing instruction in language arts, mathematics, science, social studies, or the arts and licensed elementary and secondary school principals throughout the state currently administering a school site;
- (3) currently serving members of local school boards and charter school boards throughout the state;
- (4) faculty teaching core subjects at postsecondary institutions in Minnesota; and
- (5) representatives of the Minnesota business community.

(b) Academic standards must:

- (1) be clear, concise, objective, measurable, and grade-level appropriate;
- (2) not require a specific teaching methodology or curriculum; and
- (3) be consistent with the Constitutions of the United States and the state of Minnesota.

Subd. 3. Rulemaking. The commissioner, consistent with the requirements of this section and section 120B.022, must adopt statewide rules under section 14.389 for implementing statewide rigorous core academic standards in language arts, mathematics, science, social studies, and the arts. After the rules authorized under this subdivision are initially adopted, the commissioner may not amend or repeal these rules nor adopt new rules on the same topic without specific legislative authorization. The academic standards for language arts, mathematics, and the arts must be implemented for all students beginning in the 2003-2004 school year. The academic standards for science and social studies must be implemented for all students beginning in the 2005-2006 school year.

Subd. 4. Revisions and reviews required. (a) The commissioner of education must revise and appropriately embed technology and information literacy standards consistent with recommendations from school media specialists into the state's academic standards and graduation requirements and implement a ten-year cycle to review and revise state academic standards and related benchmarks, consistent with this subdivision. During each ten-year review and revision cycle, the commissioner also must examine the alignment of each required academic standard and related benchmark with the knowledge and skills students need for career and college readiness and advanced work in the particular subject area. The commissioner must include the contributions of Minnesota American Indian tribes and communities as related to the academic standards during the review and revision of the required academic standards.

(b) The commissioner must ensure that the statewide mathematics assessments administered to students in grades 3 through 8 and 11 are aligned with the state academic standards in mathematics, consistent with section 120B.30, subdivision 1, paragraph (b). The commissioner

must implement a review of the academic standards and related benchmarks in mathematics beginning in the 2015-2016 school year.

(c) The commissioner must implement a review of the academic standards and related benchmarks in arts beginning in the 2016-2017 school year.

(d) The commissioner must implement a review of the academic standards and related benchmarks in science beginning in the 2017-2018 school year.

(e) The commissioner must implement a review of the academic standards and related benchmarks in language arts beginning in the 2018-2019 school year.

(f) The commissioner must implement a review of the academic standards and related benchmarks in social studies beginning in the 2019-2020 school year.

(g) School districts and charter schools must revise and align local academic standards and high school graduation requirements in health, world languages, and career and technical education to require students to complete the revised standards beginning in a school year determined by the school district or charter school. School districts and charter schools must formally establish a periodic review cycle for the academic standards and related benchmarks in health, world languages, and career and technical education.

History: 2003 c 129 art 1 s 3; 2004 c 294 art 2 s 2; art 5 s 1; art 6 s 1; 1Sp2005 c 5 art 2 s 5; 2006 c 263 art 2 s 2; 2007 c 146 art 2 s 3; 2010 c 396 s 1; 1Sp2011 c 11 art 3 s 12; 2013 c 116 art 2 s 3,21

Date (time)
needed Mon a.m.

LRB - 3732, P1
PG: 56

BILL

Use the appropriate components and routines developed for bills.

AN ACT . . . [generate catalog] *to repeal . . . ; to renumber . . . ; to consolidate and renumber . . . ; to renumber and amend . . . ; to consolidate, renumber and amend . . . ; to amend . . . ; to repeal and recreate . . . ; and to create . . . of the statutes; relating to:* *directing the department of public instruction to establish model academic standards and granting rulemaking authority.*

[NOTE: See section 4.02 (2) (br), Drafting Manual, for specific order of standard phrases.]

Analysis by the Legislative Reference Bureau

If titles are needed in the analysis, in the component bar:

For the main heading, execute: create → anal: → title: → head

For the subheading, execute: create → anal: → title: → sub

For the sub-subheading, execute: create → anal: → title: → sub-sub

For the analysis text, in the component bar:

For the text paragraph, execute: create → anal: → text

(prelim)

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION #.

SEC. # CR; 118.298^v

③ 118.298 ^{Model} academic standards. X

(1) ^v The department shall promulgate rules establishing model academic standards in science, ^{advanced} mathematics, arts, language arts, ~~and social studies~~ ~~and advanced~~ ^{more} ~~mathematics~~ ~~and social studies~~ for the purpose of raising ^{the} academic expectations of pupils. In promulgating the rules, the department shall do all of the following:

~~concise, objective, measurable, and grade-level appropriate and shall not require a particular teaching method or curriculum.~~

~~The rules, the department shall do
are of the following:~~

- (a) Confer with parents of school-
age children; public school, private school,
and charter school teachers and
principals; members of school boards
and charter school governing boards; members
of the faculty at postsecondary institutions in this
state who teach core academic subjects;
members of boards of control of cooperative
educational service agencies; representatives
of this state's business community; and
other members of the public.
- (b) Ensure that the standards are clear,

concise, objective, measurable, and grade-level appropriate.

(c) Ensure that the standards do not require a particular teaching method or curriculum.

X (2) Ensure that the ^{entire rulemaking} process is open to the public to the greatest extent feasible.

(e) Ensure that the standards are consistent with the U.S. Constitution and the Wisconsin Constitution.

~~(2) The department shall promulgate the rules required under this section according to following schedule:~~

(2) The department shall submit in proposed form the rules required under this section to the legislative council staff according to the following schedule:

(a) The rules establishing model science academic standards, in July of 2014.

(b) The rules establishing ^{model} advanced mathematics academic standards, in July of 2015.

(c) The rules establishing model arts academic standards, in July of 2016.

(d) The rules establishing model language arts academic standards, in July of 2017.

~~those~~ ~~advanced~~ (e) The rules establishing model
mathematics academic standards, in July

2018;

(f) The rules establishing model
social studies academic standards, in July 2019.

(3) The department may not establish
~~model academic~~
~~promulgated rules establishing~~ standards except
other than as provided in this section.

The department may not revise or repeat
the rules promulgated under this section.

End

D-Ahl

DN

Date

LRB-3732/Pldn
PG:KJF

Tim:

I made a number of changes to your
suggested language in drafting the bill,
and would like to point out two

deletions in particular: and ~~my reasons~~

~~to deleting~~



~~DA~~

~~Final~~

1. I did not include the requirement for DPI to consider the impact of the rules on local school autonomy, because the standards are only model standards; the bill does not require school districts to adopt them.
2. I did not include the requirement that the rules be made without the interference or overreach of the federal government because state law cannot control actions of the federal government and because DPI must comply with all applicable federal laws and regulations as well as state laws.
3. Finally, I did not include the requirement

that the standards be consistent with
U.S. and Wisconsin
the constitution. DPI must ~~set~~
~~in compliance~~ ^{comply} with all federal and
state laws, ~~and~~ ^{so} stating in the law
that it must do so would have no
legal effect.

If you have questions or need
more information, please let me know.

PG

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-3732/P1dn
PG:kjf:rs

December 6, 2013

Tim:

I made a number of changes to your suggested language in drafting the bill, and would like to point out two deletions in particular:

1. I did not include the requirement for DPI to consider the impact of the rules on local school autonomy, because the standards are only model standards; the bill does not require school districts to adopt them.
2. I did not include the requirement that the rules be made without the interference or coercion of the federal government because state law cannot control actions of the federal government and because DPI must comply with all applicable federal laws and regulations as well as state laws.

If you have questions or need more information, please let me know.

Peter R. Grant
Managing Attorney
Phone: (608) 267-3362
E-mail: peter.grant@legis.wisconsin.gov

Grant, Peter

From: Lundquist, Tim
Sent: Wednesday, December 11, 2013 3:16 PM
To: Grant, Peter
Subject: draft bill

118.298(1) The department shall promulgate rules establishing model academic standards in science, advanced mathematics, arts, language arts, mathematics, and social studies for the purpose of raising the academic expectations of pupils. In promulgating the rules, the department shall do all of the following:

- (a) Confer with parents . . . and other members of the public.
- (b) Ensure that the rule-making process is open to the public to the greatest extent feasible, **holding at least one public hearing in every Congressional district**

(2) Any rules promulgated under this section

(a) must result in standards that are clear, concise, objective, measurable, and grade-level appropriate

(b) must result in standards that do not require a particular teaching method or curriculum

(c) shall take all public comments received under consideration

(d) must result in standards that are consistent with the U.S. Constitution and the Wisconsin Constitution

(3) The department shall submit in proposed form . . .

- (a)
- (b)
- (c)
- (d)
- (e)
- (f)

(4) The department may not . . . under this section. Nothing in this section (shall conflict with existing rulemaking statute).

Tim Lundquist
Wisconsin State Assembly
Office of Rep. Dean Knudson
Room 320 East

61526

Timi Lundquist
615 26

12/11/13

✓ be more specific

→ must have ~~one~~ pub hrg in every Cong. dist.

✓ in (1) ~~and~~ shall consider all pub. comments

✓ make clear that all existing rm process controls apply
(i.e. new procedure applies to 'em)

✓ reg. their rules (itnds?)

→ can reset ^{will} ~~acad.~~ stnds that ^{raise} start.

performance over what currently have.

✓ delay all dates one year

Grant, Peter

From: Lundquist, Tim
Sent: Thursday, December 12, 2013 9:37 AM
To: Grant, Peter
Subject: RE: standards

Hi Peter,

✓ Please move "arts" to the bottom of the revision schedule.

✓ Change "representatives of this state's business community" to "representatives of a statewide organization that represents the state's business community"

✓ We also need language that would sunset the rules six years after they were adopted. I know we talked about setting up a "one-shot" deal, but I think we want to add language that will make clear that these rules/standards won't exist in perpetuity.

Tim

Tim Lundquist
Wisconsin State Assembly
Office of Rep. Dean Knudson
Room 320 East

From: Grant, Peter
Sent: Thursday, December 12, 2013 9:14 AM
To: Lundquist, Tim
Subject: standards

Tim, one more question: how can DPI ensure that the new standards will raise pupils' academic performance? The department can ensure that the standards are more rigorous than previous standards, but won't performance depend on factors (such as teacher performance) outside the department's control?

Peter

Grant, Peter

From: Lundquist, Tim
Sent: Thursday, December 12, 2013 9:29 AM
To: Grant, Peter
Subject: RE: standards

I believe MN has language that requires the standards raise academic performance. I would like to leave this requirement.

Tim Lundquist
Wisconsin State Assembly
Office of Rep. Dean Knudson
Room 320 East

From: Grant, Peter
Sent: Thursday, December 12, 2013 9:14 AM
To: Lundquist, Tim
Subject: standards

Tim, one more question: how can DPI ensure that the new standards will raise pupils' academic performance? The department can ensure that the standards are more rigorous than previous standards, but won't performance depend on factors (such as teacher performance) outside the department's control?

Peter



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-3732/P1
PG:kjf:rs

FRIDAY
noon

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

Resen

- 1 **AN ACT to create** 118.298 of the statutes; **relating to:** directing the Department
2 of Public Instruction to establish model academic standards and granting
3 rule-making authority.

Analysis by the Legislative Reference Bureau

This is a preliminary draft. An analysis will be provided in a subsequent version of this draft.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

- 4 **SECTION 1.** 118.298 of the statutes is created to read:
5 **118.298 Model academic standards.** (1) The department shall promulgate
6 rules establishing model academic standards in science, advanced mathematics,
7 arts, language arts, mathematics, and social studies, and arts for the purpose of raising the
8 academic expectations of pupils. In promulgating the rules, the department shall do
9 all of the following:

SECTION 1

(a) Confer with parents of school-age children; public school, private school, and charter school teachers and principals; members of school boards and charter school governing boards; members of the faculty at postsecondary institutions in this state who teach core academic subjects; members of boards of control of cooperative educational service agencies; ^{members} ~~representatives~~ of ^{a statewide organization} ~~this~~ state's business community; and other members of the public. ^{that represents the}

2-6 → (d) ^{academic} ~~(b)~~ Ensure that the standards are clear, concise, objective, measurable, and grade-level appropriate.

(e) ^{academic} ~~(c)~~ Ensure that the standards do not require a particular teaching method or curriculum.

(c) ~~(d)~~ Ensure that the rule-making process is open to the public to the greatest extent feasible. ^{and consider all public comments}

(f) ^{academic} ~~(e)~~ Ensure that the standards are consistent with the U.S. Constitution and the Wisconsin Constitution.

2-14 → (2) The department shall submit in proposed form the rules required under this section to the legislative council staff according to the following schedule:

(a) The rules establishing model science academic standards, in July 2014. 15

(b) The rules establishing model advanced mathematics academic standards, in July 2015.

(c) The rules establishing model arts academic standards, in July 2016.

(d) The rules establishing model language arts academic standards, in July 2017.

(e) The rules establishing model mathematics academic standards, in July 2018.

1 (f) The rules establishing model social studies academic standards, in July
2 2019.

3-2 → 3 (4) (3) The department may not establish academic standards except as provided
4 in this section. The department may not revise or repeal the rules promulgated
5 under this section.

6 (END)

~~(4) Each rule promulgated under this
section is repealed on the first day of the
72nd month beginning after the effective
date of the rule.~~

Analysis

This bill directs the Department of Public Instruction (DPI) to promulgate rules establishing model academic standards in science, advanced mathematics, ~~arts~~ language arts, mathematics, ~~and~~ social studies ^{and arts}. The bill requires DPI, in promulgating the rules, to confer with education professionals and members of the public and to hold a public hearing in each of the state's congressional districts.

The bill requires that the academic standards established by the rules:

1. Be clear, concise, objective, measurable, and grade-level appropriate;

Editor:
semicolon
PCF

2. Do not require a particular teaching method or curriculum;

3. Are consistent with the U.S.

and Wisconsin Constitutions; and

4. Raise pupils' academic performance.^s

¶ Under the bill, the model academic standards are phased in over a ^{six} ~~6~~-year period, as the rules relating to each subject are promulgated. Each rule sunsets six years after its effective date.

¶ Finally, the bill prohibits DPI from establishing academic standards except as provided in the bill and prohibits DPI from revising or repealing the rules promulgated under the bill.

FE-S

(2-6)

(6) Hold at least one public hearing in
each of this state's congressional districts.

(2-14)

(g) Ensure that the ^{academic} standards will
have the effect of raising ^s ~~the~~ pupils'
academic performance.

3-2

③

- (2) (a) The department shall present the statement of scope of the rules establishing model science academic standards to the governor for approval under s. 227.135 (2) no later than July 1, 2015.
- (b) The department shall present the statement of scope of the rules establishing model advanced mathematics academic standards to the governor for approval under s. 227.135 (2) no later than July 1, 2016.
- (c) The department shall present the statement of scope of the rules establishing model language arts academic standards to the governor for approval under s. 227.135 (2) no later than July 1, 2017.
- (d) The department shall present the statement of scope of the rules establishing model mathematics academic standards to the governor for approval under s. 227.135 (2) no later than July 1, 2018.
- (e) The department shall present the statement of scope of the rules establishing model social studies academic standards to the governor for approval under s. 227.135 (2) no later than July 1, 2019.
- (f) The department shall present the statement of scope of the rules establishing model arts academic standards to the governor for approval under s. 227.135 (2) no later than July 1, 2020.

③
(3)

Each rule promulgated under this section shall specify that it does not apply beginning on the first day of the 72nd month beginning after the effective date of the rule.

Grant, Peter

From: Lundquist, Tim
Sent: Friday, December 13, 2013 4:49 PM
To: Grant, Peter
Subject: RE: Standards Bill Changes LRB 3732/1

For point 1., something like "Hold public hearings prior to the adoption of any rule in accordance with ss. 227.17 and 227.18. The department shall hold at least one hearing in each of the state's congressional districts under this paragraph."

Tim Lundquist
Wisconsin State Assembly
Office of Rep. Dean Knudson
Room 320 East

*each rule is separate &
requires a hrg in each
cong. district.*

From: Lundquist, Tim
Sent: Friday, December 13, 2013 4:33 PM
To: Grant, Peter
Subject: Standards Bill Changes LRB 3732/1

Hi Peter,

Some tweaks to the draft

1. Page 2, Line 13 I'd like to specify in some way that these public hearings satisfy the public hearing requirement under the rules process
2. Page 3, Line 5 To avoid the whole Coyne problem, would it be wiser to set an "effective" date? Determining who/where/how the rules process is started would make the Coyne problem unavoidable; I'm wondering if we could just set an effective date and that would take care of it. I'd like the first standard to be effective for the 2016-2017 school year.
3. The order of subjects needs to change. The new order: math, English, science, advanced math, social studies, arts

We are hoping to release this bill Monday afternoon.

Thanks,

Tim

Tim Lundquist
Wisconsin State Assembly
Office of Rep. Dean Knudson
Room 320 East



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-3732/1
PG:kjfrs

TODAY

2

2013 BILL

Regen

1 AN ACT *to create* 118.298 of the statutes; **relating to:** directing the Department
2 of Public Instruction to establish model academic standards and granting
3 rule-making authority.

mathematics, English,

Analysis by the Legislative Reference Bureau

This bill directs the Department of Public Instruction (DPI) to promulgate rules establishing model academic standards in science, advanced mathematics, ~~language arts, mathematics~~ social studies, and arts. The bill requires DPI, in promulgating the rules, to confer with education professionals and members of the public and to hold a public hearing in each of the state's congressional districts.

The bill requires that the academic standards established by the rules:

1. Be clean, concise, objective, measurable, and grade-level appropriate;
2. Do not require a particular teaching method or curriculum;
3. Are consistent with the U.S. and Wisconsin Constitutions; and
4. Raise pupils' academic performances.

Under the bill, the model academic standards are phased in over a six-year period ~~as the rules relating to each subject are promulgated~~. Each rule sunsets six years after its effective date.

Finally, the bill prohibits DPI from establishing academic standards except as provided in the bill and prohibits DPI from revising or repealing the rules promulgated under the bill.

beginning with
mathematics in the
2016-17 school year

each
rule

BILL

For further information see the **state** fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 118.298 of the statutes is created to read:

118.298 Model academic standards. (1) The department shall promulgate

the following rules establishing model academic standards in science, advanced mathematics,

language arts, mathematics, social studies, and arts for the purpose of raising the

academic expectations of pupils. In promulgating the rules, the department shall do

all of the following:

(a) Confer with parents of school-age children; public school, private school, and charter school teachers and principals; members of school boards and charter school governing boards; members of the faculty at postsecondary institutions in this state who teach core academic subjects; members of boards of control of cooperative educational service agencies; members of a statewide organization that represents the state's business community; and other members of the public.

(b) Hold at least one public hearing in each of this state's congressional districts.

(c) Ensure that the rule-making process is open to the public to the greatest extent feasible and consider all public comments.

(d) Ensure that the academic standards are clear, concise, objective, measurable, and grade-level appropriate.

(e) Ensure that the academic standards do not require a particular teaching method or curriculum.

BILL

1

(f) Ensure that the standards ^{are} consistent with the U.S. Constitution and the

2

Wisconsin Constitution.

3

(g) Ensure that the academic standards will have the effect of raising pupils' academic performances.

5

(2) (a) The department shall present the statement of scope of the rules establishing model ^{mathematics} ~~science~~ academic standards to the governor for approval under s. 227.135 (2) no later than July 1, 2015.

8

(b) The department shall present the statement of scope of the rules establishing model ^{English} ~~advanced mathematics~~ academic standards to the governor for approval under s. 227.135 (2) no later than July 1, 2016.

11

(c) The department shall present the statement of scope of the rules establishing model ^{science} ~~language arts~~ academic standards to the governor for approval under s. 227.135 (2) no later than July 1, 2017.

14

(d) The department shall present the statement of scope of the rules establishing model ^{advanced} ~~mathematics~~ academic standards to the governor for approval under s. 227.135 (2) no later than July 1, 2018.

17

(e) The department shall present the statement of scope of the rules establishing model social studies academic standards to the governor for approval under s. 227.135 (2) no later than July 1, 2019.

20

(f) The department shall present the statement of scope of the rules establishing model arts academic standards to the governor for approval under s. 227.135 (2) no later than July 1, 2020.

23

(3) Each rule promulgated under this section shall specify that it does not apply beginning on the first day of the 72nd month beginning after the effective date of the rule.

25

SECTION 1

BILL

1 (4) The department may not establish academic standards except as provided
2 in this section. The department may not revise or repeal the rules promulgated
3 under this section.

(END)

2-3

Effective July 1, 2016, 2016-17

(a) ~~Promulgate~~ a rule establishing model

academic standards in mathematics.

Effective July 1, 2017, 2017-18

(b) ~~a~~ a rule establishing model academic

standards in English.

Effective July 1, 2018, 2018-19

(c) ~~a~~ a rule establishing model academic

standards in science.

Effective July 1, 2019, 2019-20

(d) ~~a~~ a rule establishing model academic

standards in advanced mathematics.

Effective July 1, 2020, 2020-21

(e) ~~a~~ a rule establishing model academic

standards in social studies.

Effective July 1, 2021, 2021-22

(f) ~~a~~ a rule establishing model academic

standards in arts.

Grant, Peter

From: Lundquist, Tim
Sent: Tuesday, December 17, 2013 9:20 AM
To: Grant, Peter
Subject: LRB 3732/2 draft

Hi Peter,

Another change:

Page 2, Line 16:

Instead of requiring DPI to "confer" with x, y, and z, let's change the language to, "Convene an advisory committee, as provided by 227.13, consisting of"

Thanks,

Tim

Tim Lundquist
Wisconsin State Assembly
Office of Rep. Dean Knudson
Room 320 East

Grant, Peter

From: Lundquist, Tim
Sent: Tuesday, December 17, 2013 9:35 AM
To: Grant, Peter
Subject: LRB 3732/2

On page 3, line 18,

the department may not establish academic standards [add something like "after the day this law becomes effective"]
except as provided in this section

The intent is to make clear that we are not tearing up all the old standards the moment this bill becomes law.

Thanks,

Tim

Tim Lundquist
Wisconsin State Assembly
Office of Rep. Dean Knudson
Room 320 East

Grant, Peter

From: Lundquist, Tim
Sent: Tuesday, December 17, 2013 10:27 AM
To: Grant, Peter
Subject: more changes

Hi Peter,

We want to add a couple of things

1. We want the advisory committee to be required to meet throughout the drafting process. We want to explicitly require DPI to maintain a written summary/record of the comments/input heard from the advisory committee. DPI should be required to make those comments/input publicly available as soon as is possible and a summary should be sent to the Education Committee chairs as soon as is possible.
2. We want the advisory committee to take public testimony before the drafting process begins. We want to explicitly require DPI to maintain a written summary/record of the comments/input heard from the public testimony. DPI should be required to make those comments/input made publicly available as soon as is possible and a summary should be sent to the Education Committee chairs as soon as is possible.

Thanks,

Tim

Tim Lundquist
Wisconsin State Assembly
Office of Rep. Dean Knudson
Room 320 East



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-3732/2
PG:kjfrs

3

TODAY

2013 BILL

Legn

- 1 AN ACT *to create* 118.298 of the statutes; **relating to:** directing the Department
2 of Public Instruction to establish model academic standards and granting
3 rule-making authority.

appoint an advisory committee
consisting of

Analysis by the Legislative Reference Bureau

This bill directs the Department of Public Instruction (DPI) to promulgate rules establishing model academic standards in mathematics, English, science, advanced mathematics, social studies, and arts. The bill requires DPI, in promulgating each rule, to confer with education professionals and members of the public and to hold a public hearing in each of the state's congressional districts.

The bill requires that the academic standards established by the rules:

1. Be clean, concise, objective, measurable, and grade-level appropriate;
2. Do not require a particular teaching method or curriculum;
3. Are consistent with the U.S. and Wisconsin Constitutions; and
4. Raise pupils' academic performances.

Under the bill, the model academic standards are phased in over a six-year period beginning with mathematics in the 2016-17 school year. Each rule sunsets six years after its effective date.

Finally, the bill prohibits DPI from establishing academic standards except as provided in the bill and prohibits DPI from revising or repealing the rules promulgated under the bill.

BILL

For further information see the **state** fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 **SECTION 1.** 118.298 of the statutes is created to read:

2 **118.298 Model academic standards.** (1) For the purpose of raising the
3 academic expectations for pupils, the department shall promulgate the following
4 rules:

5 (a) Effective July 1, 2016, a rule establishing model academic standards in
6 mathematics.

7 (b) Effective July 1, 2017, a rule establishing model academic standards in
8 English.

9 (c) Effective July 1, 2018, a rule establishing model academic standards in
10 science.

11 (d) Effective July 1, 2019, a rule establishing model academic standards in
12 advanced mathematics.

13 (e) Effective July 1, 2020, a rule establishing model academic standards in
14 social studies.

15 (f) Effective July 1, 2021, a rule establishing model academic standards in arts.

16 **(2)** In promulgating each rule, the department shall do all of the following:

17 (a) ~~Confer with~~ parents of school-age children; public school, private school,
18 and charter school teachers and principals; members of school boards and charter
19 school governing boards; members of the faculty at postsecondary institutions in this
20 state who teach core academic subjects; members of boards of control of cooperative

under s. 227.13
Appoint an advisory committee consisting of

3-14-11

③

(2m)(a) The advisory committee appointed under sub. (2) (a) shall meet ^{periodically} ~~throughout~~ the ~~rulemaking process~~ and take public testimony before the rulemaking process for the rules promulgated under this section begins and shall meet periodically thereafter during the process.

(b) The department shall maintain a record of the testimony before the advisory committee and a record of recommendations made by the advisory committee. The department shall make the testimony and the recommendations ^{publicly} available as quickly as possible and provide a copy to the chairpersons of the committees in

LRB

Research (608-266-0341)

Library (608-266-7040)

Legal (608-266-3561)

LRB

3-14:2

the assembly and senate whose subject
matter is elementary and secondary
education.

INSERT

~~any~~ ^{academic}
(a) Any standards adopted by the
department remain in effect until
the academic standards promulgated
by rule under this section take effect.

¶ (b)

and in effect on the effective date
of this subsection. [LRB inserts date],
may not be revised. ~~and~~ They

BILL

1 educational service agencies; members of a statewide organization that represents
2 the state's business community; and other members of the public.

3 (b) Hold at least one public hearing under ss. 227.17 and 227.18 in each of this
4 state's congressional districts.

5 (c) Ensure that the rule-making process is open to the public to the greatest
6 extent feasible and consider all public comments.

7 (d) Ensure that the academic standard is clear, concise, objective, measurable,
8 and grade-level appropriate.

9 (e) Ensure that the academic standard does not require a particular teaching
10 method or curriculum.

11 (f) Ensure that the standard is consistent with the U.S. Constitution and the
12 Wisconsin Constitution.

13 (g) Ensure that the academic standard will have the effect of raising pupils'
14 academic performances.

3-14 → 15 (3) Each rule promulgated under this section shall specify that it does not apply
16 beginning on the first day of the 72nd month beginning after the effective date of the
17 rule.

18 (4) ^{INSERT} The department may not establish academic standards except as provided
19 in this section. The department may not revise or repeal the rules promulgated
20 under this section.

21

(END)

Rose, Stefanie

From: Rossetto, Matt
Sent: Tuesday, December 17, 2013 1:49 PM
To: LRB.Legal
Subject: Draft Review: LRB -3732/3 Topic: Model academic standards

RUSH

Please Jacket LRB -3732/3 for the ASSEMBLY.